

DEPARTMENT OF THE ARMY PAMPHLET

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# **MILITARY LAW REVIEW VOL. 91**

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## **CUMULATIVE INDEX 1977-1980**

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For Volume 75 through 90

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HEADQUARTERS, DEPARTMENT OF THE ARMY

WINTER 1981



## MILITARY LAW REVIEW (USPS 482-130)

**EDITORIAL POLICY:** The *Military Law Review* provides a forum for those interested in military law to share the products of their experience and research. Writings offered for publication should be of direct concern and import in this area of scholarship, and preference will be given to those writings having lasting value as reference material for the military lawyer.

The *Military Law Review* does not purport to promulgate Department of the Army policy or to be in any sense directory. The opinions reflected in each writing are those of the author and do not necessarily reflect the views of The Judge Advocate General or any governmental agency. Masculine pronouns appearing in the pamphlet refer to both genders unless the context indicates another use.

**SUBMISSION OF WRITINGS:** Articles, comments, recent development notes, and book reviews should be submitted typed in duplicate, double spaced, to the Editor, *Military Law Review*, The Judge Advocate General's School, U.S. Army, Charlottesville, Virginia 22901.

Footnotes should be double spaced and should appear as a separate appendix at the end of the text. Footnotes should be numbered consecutively from beginning to end of a writing, not chapter by chapter. Citations should conform to the *Uniform System of Citation* (12th ed., 6th prtg., 1980) copyrighted by the *Columbia, Harvard*, and *University of Pennsylvania Law Reviews* and the *Yale Law Journal*.

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When a writing is accepted for publication, a copy of the edited manuscript will be provided to the author for prepublication approval. However, minor alterations may be made in subsequent stages of the publication process without the approval of the author. Because of contract limitations, neither galley proofs nor page proofs are provided to authors.

Italicized headnotes, or summaries, are inserted at the beginning of most writings published in the *Review*, after the authors' names. These notes are prepared by the Editor ~~of~~ the *Review* as an aid to readers.

Reprints of published writings are not available. However, authors receive complimentary copies of the issues in which their writings appear. Additional copies are usually available in limited quantities. They may be requested from the Editor of the *Review*.

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The primary *Military Law Review* indices are the present volume and volume 81 (summer 1978). Volume 81 covered all writings in volumes 1 through 80, and replaced all previous *Review* indices. The present volume covers writings in volumes 75 through 90 (excluding Volume 81), and replaces the volume indices in Volumes 82 through 90.

*Military Law Review* articles are also indexed in the *Advance Bibliography & Contents: Political Science and Government*; *Contents of Current Legal Periodicals*; *Index to Legal Periodicals*; *Monthly Catalog of United States Government Publications*; *Law Review Digest*; *Index to U.S. Government Periodicals*; *Legal Resources Index*; two computerized data bases, the *Public Affairs Information Service* and *The Social Service Citation Index*; and other indexing services.

This issue of the *Review* may be cited 91 Mil. L. Rev. (number of page) (winter 1981).

## ERRATA

In the article *Loss of Civilian Protections Under the Fourth Geneva Convention and Protocol I*, by LtCol Robert W. Gehring, USMC, published at 90 Mil. L. Rev. 49 (fall 1980), a change should be noted. On page 81, in the first line under "C. CONSEQUENCES OF UNPROTECTED ACTIVITY," the words "Protocol I" should be deleted, and the words "Fourth Convention" should be substituted therefor.

## CUMULATIVE INDEX 1977-1980

*In this volume are indexed all writings published in the Military Law Review from volume 75 (winter 1977) through volume 90 (fall 1980). Included are an author index, a subject index, a title index, and a book review index. This index supplements and partly replaces the Vicennial Cumulative Index, volume 81 (summer 1978).*

### I. INTRODUCTION

This index includes entries for almost all articles, book reviews, and other writings published in the *Military Law Review* from volume 75 (winter 1977), also called Department of the Army Pamphlet No. 27-100-75, through volume 90 (fall 1980), DA Pam No. 27-100-90, inclusive. Approximately 100 separate writings are indexed, about half of them full-length articles. Approximately one-third of the writings are book reviews, and the remainder are symposium introductions and other short essays without substantive legal content.

Excluded from the index are book notes or publication notes written by the editor of the *Military Law Review*. These notes, a page or less in length, appear in the section called "Books Received and Briefly Noted" in volumes 80 (spring 1978) and 82 (fall 1978), and "Publications Received and Briefly Noted" in volumes 83 through 90. These notes, unlike the writings indexed as book reviews, are primarily descriptive and nonevaluative in character, and are not sufficiently significant as works of scholarship to merit indexing. From volume 82 onward, the notes sections have their own internal tables of contents.

Excluded also from the current index is volume 81 (summer 1978), the Vicennial Cumulative Index. The present index supplements volume 81, covering writings published in volume 82 and later volumes. Its coverage overlaps that of volume 81 for writings published in volumes 75 through 80, making use of the experimental six-volume index published in volume 80. Thus, the present index covers four calendar years of issues of the *Review*. It is difficult to

predict the practical useful life of a law review article. Some articles never become completely obsolete. However, most articles probably are not much read after four years or less. Volume 91 contains all that is normally needed for current research, and may thus stand on its own as an index of current articles, independently of volume 81. It is expected that the older index will be used primarily for occasional historical research.

This index, like volume 81, consists of an author index, a subject index, a title index, and a two-part book review index which lists books by author and by book title and review title. Numerical references along right-hand page margins are to volume numbers and pages. Thus, 9011 means page 1 of volume 90 of the *Military Law Review*, or 90 Mil. L. Rev. 1 (fall 1980).

In the author index, each named author is listed separately. Thus, writings having more than one author are listed more than once in the author index. In the case of military authors, an effort has been made to include the highest rank or grade held by the author up to the time of preparation of this index. Errors are inevitable with this type of effort, and the editor apologizes in advance. Authors of book reviews are listed in the author index rather than the book review index. Book authors are listed only in the book review index.

The subject index is the heart of this index volume. The subject index is preceded by a list of the subject-matter headings used, numbering over **650**. This list serves the same purpose as a table of words and phrases in a case reporter. These headings come from the list in the volume 81 index, and from the volume indices appearing in volumes 82 through 90. Further information about sources for the headings may be found in the introduction to the volume 81 index, at 81 Mil. L. Rev. **2** (summer 1978). Writings are indexed by title under appropriate subject-matter headings.

Every effort has been made to list each writing under as many different subject-matter headings as possible. In this regard, volume 91 is probably superior to volume 81, the Vicennial Cumulative Index. With less than one-fifth of the number of writings indexed in volume 81, the present volume offers many more subject-matter listings because the editor is more familiar with the content of the writings in volume **75** and later volumes, than with the content of earlier writings. The assignment of writings to headings is the

choice of the editor of the *Review*, and does not reflect the views of The Judge Advocate General's School, the Department of the Army, or any governmental agency.

In the title index, titles of articles are listed in alphabetical order of the first major word of each title, disregarding *a*, *an*, and *the*. Book reviews and book titles are listed similarly, by first major word of the title of the book, and also by first major word of the title of the review if different from the book title.

The book review index is in two parts. Part A, book authors, lists alphabetically all authors or editors of books and pamphlets reviewed. Writings having more than one author or editor are listed more than once.

Part B of the book review index is an alphabetical list of book titles and review titles. In most cases, reviews have no title other than the title of the book reviewed, or a shortened version of the book title. In a few cases, reviewers have used a different title, and such writings are listed both by review title and book title.

Book titles and review titles appear in both the subject index and the title index, except that only the review title is listed if it differs from the book title. Reviewers are listed in the author index. Book authors and editors appear only in part A of the book review index.

The Vicennial Cumulative Index in volume 81 replaced all previous *Military Law Review* indices. The present index volume supplements the volume 81 index, but does not replace it although there is some overlap. As mentioned above, it is expected that volume 81 will be used in the future primarily as a tool for historical research, while volume 91 should be more relevant to current research. Volume 91 replaces the volume indices appearing in volumes 82 through 90, and these volume indices need no longer be consulted.

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Editor, *Military Law Review*

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\*Assigned to The Judge Advocate General's School, Charlottesville, Virginia, as editor since 1977. Completed the 25th Judge Advocate Officer Advanced [Graduate] Course, 1976-77. LL.M., 1980, University of Virginia School of Law. For additional biographical information, see the second starred footnote at 80 Mil. L. Rev. 220 (spring 1978).





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